

ECF CASE
JUDGE BERMAN

UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF NEW YORK

J & J SPORTS PRODUCTIONS, INC., as
Broadcast Licensee of the **May 5, 2007**
DeLaHoya/Mayweather Program,

Plaintiff,
-against-

1559 ST. NICHOLAS CORP. d/b/a LA
POTENCIA a/k/a LA POTENCIA
RESTAURANTE,

Defendants.

**AFFIDAVIT IN SUPPORT OF
REQUEST FOR DEFAULT**
Civil Action No.07-CV-8042-RMB-GWG
HON. RICHARD M. BERMAN

STATE OF NEW YORK :

: SS.:

COUNTY OF ULSTER :

JULIE COHEN LONSTEIN, being duly sworn, deposes and says:

1. That I am the attorney for plaintiff, **J & J SPORTS PRODUCTIONS, INC.**, in the above referenced matter and I am admitted to practice in this Court. I am fully familiar with all the facts, circumstances and proceedings heretofore had herein.

2. This action was commenced pursuant to 47 U.S.C. §605, *et seq.* A copy of the Summons and Complaint was served on Defendant, **1559 ST. NICHOLAS CORP. d/b/a LA POTENCIA a/k/a LA POTENCIA RESTAURANTE**, as set forth in the proof of service by Jessica Miller, ECF Document No. 3.

1. The time within which any of the Defendants may answer or otherwise move with respect to the Complaint herein has expired. Defendants **1559 ST. NICHOLAS CORP. d/b/a LA POTENCIA a/k/a LA POTENCIA RESTAURANTE**, have not answered or otherwise moved with respect to the Complaint; and the time for the Defendant(s) to do so has not been

extended.

4. Said Defendant(s) are not infants or incompetents. Upon information and belief, Defendant(s) are not presently in the military service of the United States.

WHEREFORE, Plaintiff **J & J SPORTS PRODUCTIONS, INC.**, requests that the default of the Defendant(s) **1559 ST. NICHOLAS CORP. d/b/a LA POTENCIA a/k/a LA POTENCIA RESTAURANTE**, be noted and that judgment be entered in favor of plaintiff and against defendants in the manner stated herein.

Dated: October 25, 2007
Ellenville, NY 12428

Sworn to before me this 25th
day of October, 2007

/S/ Julie Cohen Lonstein

Julie Cohen Lonstein
Bar Roll No. JL8512

/s/ April Draganchuk
April Draganchuk
Notary Public State of New York
Registration No. 4945872
Residing in Ulster County
My Commission Expires Jan. 27, 2011